

Mail Stop Interference  
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Entered: September 3, 2009

UNITED STATES PATENT AND TRADEMARK OFFICE  
  
BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Switchcraft, Inc.,  
Junior Party  
(Application 10/863,322;  
Inventor: Andrew Karl Eckhart),

v.

ADC Telecommunications, Inc.,  
Senior Party  
(Patent 6,992,257;  
Inventors: Michael Follingstad, Peter Adams and Jeffrey Peters).

Patent Interference No. 105,717 (RES)  
(Technology Center 2800)

**DECLARATION – 37 C.F.R. § 41.203(b)**

1       **Part A. Declaration of interference**

2       An interference is declared (35 U.S.C. § 135(a)) between the above-  
3 identified parties. Details of the application(s), patent (if any), reissue  
4 application (if any), count(s) and claims designated as corresponding or as  
5 not corresponding to the count(s) appear in Parts E and F of this  
6 DECLARATION.

## Part B. Judge managing the interference

Administrative Patent Judge Richard E. Schafer has been designated to manage the interference. 37 C.F.R. § 41.104(a).

### Part C. Standing order

A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this DECLARATION. The STANDING ORDER applies to this interference.

### Part D. Initial conference call

A telephone conference call to discuss the interference is set for **4:00 p.m. on October 28, 2009** (the Board will initiate the call).

No later than **two business days** prior to the conference call, each party shall file and serve (SO ¶¶ 10.1 & 105) a list of the motions the party would like to file. 37 C.F.R. §§ 41.120 and 204; SO ¶¶ 104.2.1, 120 & 204.

The time periods for taking action during the motion phase are set in an order accompanying this declaration.

### Part E. Identification and order of the parties

## Junior Party

Named inventors: Andrew Karl Eckhart

Involved Application: 10/863,322

Title: Switch Actuated Normalling Jack For Patchbays

Assignee: Switchcraft, Inc.  
5555 N. Elston Ave.  
Chicago, Illinois 60630

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**Senior Party**

Named Inventors: Michael Follingstad  
Peter Adams  
Jeffrey Peters

Involved /Patent: 6,992,257

Title: Electronic Signal Transmission and  
Switching Jack

Assignee: ADC Telecommunications, Inc.  
4900 West 78th Street,  
Minneapolis, Minnesota 55435

The senior party is assigned exhibit numbers 1001-1999. The junior party is assigned exhibit numbers 2001-2999. 37 C.F.R. § 41.154(c)(1); SO ¶ 154.2.1. The senior party is responsible for initiating settlement discussions. SO ¶ 126.1.

**Part F. Count and claims of the parties**

Count 1

To be determined

The claims of the parties are:

Switchcraft: 1-12, 14-21, 23-30, 32-39, 41-59, 61, 63-67,  
69-111

ADC: 1-77

The claims of the parties which correspond to Count 1 are:

Switchcraft: To be decided

ADC: To be decided

The claims of the parties which do not correspond to Count 1, and therefore are not involved in the interference, are:

1                Switchcraft: To be decided

2                ADC:            To be decided

3                The parties are accorded the following benefit for Count 1:

4                Switchcraft: To be decided

5                ADC:            None

6                **Part G. Heading to be used on papers**

7                The following heading must be used on all papers filed in this  
8 interference, see SO & 106.1.1:

Paper No: Leave blank

Filed on behalf of: *Party @.*

By: *Counsel Name(s) @*

*Address @*

*(@@@) @@@- @@@@ (telephone)*

*(@@@) @@@- @@@@ (facsimile)*

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***TITLE OF PAPER***

1       **Part H. Order form for requesting file copies**

2       When requesting copies of files, use of SO Form 4 will greatly  
3 expedite processing of the request. Please attach a copy of Parts E and F of  
4 this DECLARATION with a hand-drawn circle around the patents and  
5 applications for which a copy of a file wrapper is requested.

/Richard E. Schafer/  
Administrative Patent Judge

Enc:

Copy of STANDING ORDER  
Copy of U.S. Patent 6,992,257  
Copy of claims of Application 10/863,322  
Copy of Publication # 2004-0224547

Revised 3 January 2006

cc (via overnight delivery):

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